

IN THE CIRCUIT FOR THE THIRTEENTH JUDICIAL CIRCUIT  
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA

CASE NO. 17-CF-014803-A

STATE OF FLORIDA

v.

ROBERT MICHAEL WOODS

Defendant.

MOTION FOR ADVERSARY PRELIMINARY HEARING

**COMES NOW**, the Defendant, by and through his undersigned counsel, pursuant to Rule 3.133(b) of the Florida Rules of Criminal Procedure, hereby files this Motion for Adversary Preliminary Hearing and as grounds therefore state the following:

1. On Saturday, October 7, 2017, the Defendant was arrested by an agent of the Tampa Police Department and booked in the Orient Road Jail on the charge of Sexual Battery in violation of Fla. Statute §794.011(4)(B).
2. The Defendant has not been charged by Information or Indictment within twenty-one (21) days from the date of the Defendant's arrest or service of capias upon Defendant.
3. Florida Rule of Criminal Procedure 3.133(b) provides that a defendant who is not charged by Information or Indictment within twenty-one (21) days from the date of arrest or service of capias on him shall have the right to an adversary preliminary hearing on any felony charge pending against him. The Rule further provides that the subsequent filing of an Information or Indictment shall not eliminate a defendant's entitlement to this proceeding.

**WHEREFORE**, the Defendant and undersigned counsel respectfully request this Honorable Court schedule and conduct an adversary preliminary hearing in this matter.

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of this Motion for Adversary Preliminary Hearing has been sent to the Office of the State Attorney via electronic delivery through the Florida E-Filing Portal this 31st day of October, 2017.

By: /s/ Laura Schinella  
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